



Date: November 13, 2008

To: City Manager for Council Action

From: Director of Planning and Inspection

Subject: Written Petition Requesting 1-month Extension of 45-day Review Period for Kaiser-Fairfield Draft Environmental Impact Report

EXECUTIVE SUMMARY:

Some of the residents in the neighborhood around the Fairfield Residential housing proposal have gathered signatures and filed a written petition requesting an extension of one month of the State-mandated 45-day review period for the Draft Environmental Impact Report (DEIR). The original concluding date of this review is November 21, and a one-month extension would extend the authorized receipt of comments to December 19, 2008. The petition cites the complexity of the document as a justification for the additional time the neighbors would like to have to prepare comments on the document.

A week prior to receipt of the November 7th petition, staff received phone calls and emails from two residents expressing interest in extending the comment period. At that time, staff immediately contacted the applicant to advise them of the request. The developer, Fairfield Residential, agreed to a two week extension to address the residents' concerns. Staff prepared a new courtesy notice announcing the extension and mailed it to property owners and tenants within a 1000 foot radius, public agencies and interested parties, and it was posted on the City website. While the developer understands the current request for a revised extension date, they are concerned about the substantial interest payments associated with the additional delay. It should be noted that developer has held numerous community meetings with residents since project inception, and staff has met with residents on several occasions as well to discuss both project and environmental issues.

In response to the written petition requesting a 30 day, rather than a 14 day, extension to be presented to Council on November 18, the developer is concerned about additional delays, but will defer to the City Council direction on this matter.

ADVANTAGES AND DISADVANTAGES OF ISSUE:

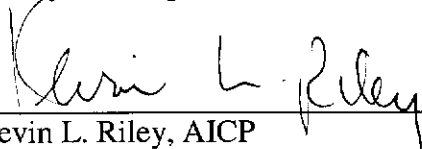
The State law, through the Public Resources Code and the CEQA Guidelines, ensures a minimum time for public review of an environmental document. At the same time, it provides some certainty for an applicant that the process will move ahead at a reasonable pace. Some delay in the process by extending the comment period is a benefit for the public that is interested in the effects of the project. At the same time, it should be measured against the financial effects and objectives of the housing developer.

ECONOMIC/FISCAL IMPACT:

The cost to the City would be administrative staff time and expense for printing and additional postage for the second mailing.

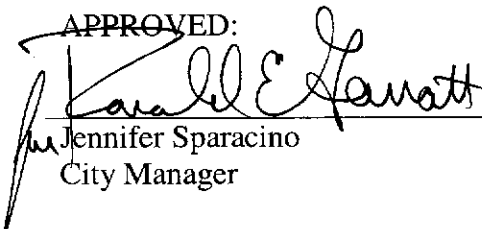
RECOMMENDATION:

That the Council provide direction to the City Manager regarding the request for a 1-month extension of the 45-day review period for the Kaiser-Fairfield Draft Environmental Impact Report.



Kevin L. Riley, AICP
Director of Planning and Inspection

APPROVED:



Jennifer Sparacino
City Manager

Documents Related to this Report:

- 1) Petition from Van Langston***



CITY COUNCIL
CITY OF SANTA CLARA
WRITTEN PETITION

RECEIVED
NOV 07 2008
City Clerk's Office
City of Santa Clara

Please provide the information requested below. When complete, please submit to the City Clerk's Office, 1500 Warburton Avenue, Santa Clara, CA 95050.

Date: Nov 7, 2008

I, Van LANGSTON, am hereby requesting to be placed on the

Santa Clara City Council Agenda for the following purpose:

TO REQUEST A 30 DAY EXTENSION TO THE
DRAFT ENVIRONMENTAL IMPACT REPORT
SCH# 2008022037 DEADLINE FOR SUBMITTING
RESPONSES OF NOV 21, 2008.

I understand that it is important that I attend the meeting in the event there are any questions the Council wishes to ask me.

Signed:

NAME: [Signature]

ADDRESS: 2835 MARIETTA DR
Street

SANTA CLARA, CA 95051
City Zip Code

TELEPHONE: * 408-245-7511
Optional

DATE: Nov 7, 2008

*NOTE: This is a public document. If your telephone number is unlisted or if you do not want it to be public, please provide an alternate number where you can be reached.

November 7, 2008

Mayor Patricia Mahan
City Manager Jennifer Sparacino
Santa Clara City Council Members
Planning & Inspection Kevin Riley, Gloria Sciara
City of Santa Clara
1500 Warburton Ave.
Santa Clara, California 95050

Re: Draft Environmental Impact Report SCH# 2008022037 Gallery at Central Park

Dear Mayor and City:

The residents (136 of them) represented on the attached signed petitions hereby request a 30-day extension to the 21 November 2008 deadline for submitting responses to Draft Environmental Impact Report (DEIR) SCH# 2008022037 for the Gallery at Central Park, 900 Kiely Boulevard (Former Kaiser Hospital Site).

The Draft EIR is a large document and we require more time to understand and verify the information contained therein. We need this time to thoroughly review each aspect of the document so that we can present the information to residents of the Pepper Tree and Live Oak Neighborhoods at our 17 November community meeting (see attach Library Redwood Room Use Agreement).

The response period spanned a busy time in both our city and in our nation and comes at an inopportune time as residents prepare for the upcoming holidays. A thirty-day extension would allow residents time to go over the Draft EIR while dealing with issues related to Thanksgiving and winter break from schools. This would be a useful extension as it relates our community and would be greatly appreciated if granted.

Sincerely



Van Langston
Pepper Tree Neighborhood Association
2935 Marietta Drive
Santa Clara, California 95051
408-243-7511

Request for an Extension of the DEIR Input

City of Santa Clara

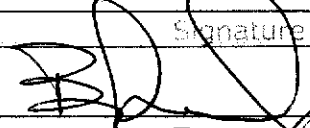
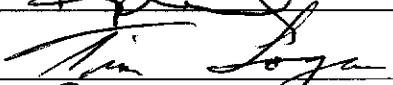
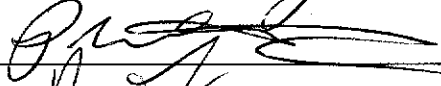
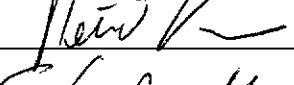


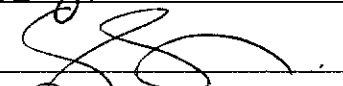
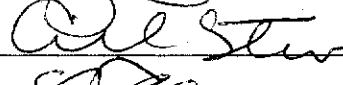
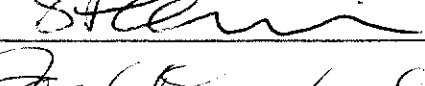

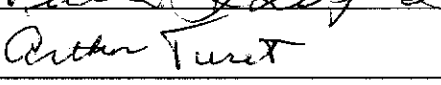
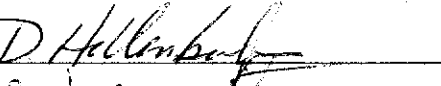
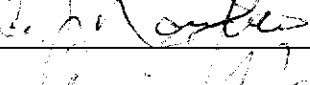
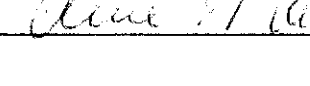


Mayor Patricia Mahan, City Manager Jennifer Sparacino,

Santa Clara City Council Members,

Department of Planning & Inspection Kevin Riley

A request is hereby made by the following residents of The City of Santa Clara for a 30-day extension to the 21 November 2008 deadline for input to the Draft Environmental Impact Report (DEIR) for the Gallery at Central Park, 900 Kiely Boulevard (Former Kaiser Hospital Site).

We the undersigned request this extension so that we may have more time to study and review the DEIR. Many residents have been busy with the Election process and preparing for holidays and as a result have had to divert their time. We would appreciate your consideration on this matter to allow us time to fully understand the impact of such a large project on our neighborhood.

Full Name	Address	Signature
Brett Peel	3271 Catalina Ave SC	
Tim Logan	3275 Catalina Ave	
Phillip Volta	3285 Catalina Ave	
PETER FEIN	3292 Loma Alta Drive	
Salvador M. Navarro	3282 Loma Alta Dr.	
Harumi Hatada	3272 Loma Alta Dr.	
Dany Ponciano	3262 Loma Alta Dr.	
Cindy Ponciano	3262 Loma Alta Dr.	
Carol Stevens	3211 Loma Alta Dr	
Sandra Fein	3292 Loma Alta Dr	
Joan Sanford	3291 Catalina Ave	
Paul C. Sanford	3291 Catalina Ave	
Arthur Turek	3288 Loma Alta Dr	
Dennis Hollenbach	3252 Loma Alta Drive	
Johnny Navarro	3231 Loma Alta Dr	
ALICE NAVIENTO	3231 Loma Alta Dr	

Request for an Extension of the DEIR Input

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City of Santa Clara
Mayor Patricia Mahan, City Manager Jennifer Sparacino,
Santa Clara City Council Members,
Department of Planning & Inspection Kevin Riley

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Full Name	Address	Signature
CYRIL F. SPARACINO	2939 MARIETTA DR	Cyril F. Sparacino
Gregory Jay Harvey	2948 Marietta Dr	Gregory Jay Harvey
R.D. Prescott	2946 Marietta Drive	Rachel D. Prescott
VAW BELOUW	2947 Marietta Dr.	VAW BELOUW
Isaias Morales	2949 Marietta Dr. S.C.	Isaias Morales
Dolores Morbo	859 Marietta Ct.	Dolores Morbo
GARY FRITZ	848 Marietta Ct.	Gary Fritz
Winston L. Simon	860 Marietta Ct	W. L. Simon
JESSIE HAWKINS	2953 MARIETTA DR	Jessie Hawkins
DOROTHY MACIEL	880 Pepper Tree Ln	Dorothy Maciel
George Maciel	880 Pepper Tree Ln	George Maciel
Charles C Cordina	868 Pepper Tree Ln	Charles C Cordina
CARMEN CORDINA	868 Pepper Tree Ln.	Carmen Cordina
George RODRIGUES	858 Pepper Tree Ln	George Rodrigues
NORMAN J RODRIGUES	858 Pepper Tree Ln	Norman J Rodrigues
Sandra L Rodrigues	858 Pepper Tree Ln	Sandra L Rodrigues

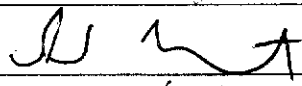

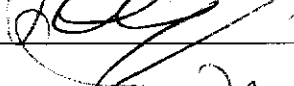
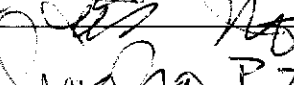
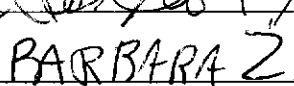

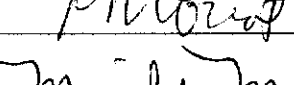

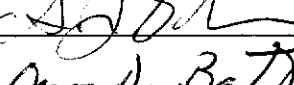
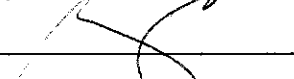
Request for an Extension of the DEIR Input

3

City of Santa Clara
Mayor Patricia Mahan, City Manager Jennifer Sparacino,
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Department of Planning & Inspection Kevin Riley

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For Name	Address	Signature
Alex Broukht	848 Pepper Tree Ln, SC	
Arlene & Jess Wible	855 Peppertree Lane SC	
Kristine Meyer	855 Pepper Tree Ln.	
James Norrby	865 Pepper Tree Ln	
Antonio Jorge	875 Peppertree Ln	
Barbara Ziercher	882 Peppertree Ln	BARBARA ZERCHER
Ginger Langston	2935 Marietta Dr	Ginger Langston
Van LANGSTON	2935 MARIETTA DR	
Pauline Mount	2928 Marietta Dr.	
Marilyn MacNab	2945 Miles Dr	Marilyn Macnab
Barbara Liu	2947 Miles Dr, S.C.	Barbara M. Liu
Danmer Liu	2947 Miles Dr, S.C.	
STEVEN J. BONAC	2925 MILES DR S.C.	
OSCAR D. BAYUTO	2921 Miles Dr. S.C.	Oscar D. Bayuto
MICHAELIDA BAYUTO-GREENE	2921 Miles Dr. S.C.	M.L. Bayuto-Greene
Beverly Spray	2945 Marietta Dr. S.C.	

Request for an Extension of the DEIR Input

City of Santa Clara

Mayor Patricia Mahan, City Manager Jennifer Sparacino,

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Full Name	Address	Signature
Beverly MacNeil	2900 Miles Ct.	Beverly MacNeil
Donald Smith	2912 Miles Dr	Donald Smith
GREGORY F. VAL	2920 Miles Dr.	Gregory F. Val
Henny Estrella	5803 El Dorado dr.	Henny Estrella
Lynnda McKenna	829 Miles Ct.	Lynnda McKenna
Robert McKee	829 Miles Ct.	Robert McKee
Margaret Demarest	812 Miles Ct	Margaret Demarest
DESS RIOS	807 CHRISTOPHER CT	DESS RIOS
CARMELITA MONTANA RIOS	807 CHRISTOPHER CT	CARMELITA MONTANA RIOS
DAVID WINTON	806 Ct 416 Top of the	DAVID WINTON
Francis J. Knick	820 Christopher Ct	Francis J. Knick
Gerald P. Hawkins	2958 Miles Dr	Gerald P. Hawkins
LILY COUNTER	2960 MILES DR.	Lily Counter
Karen Campbell	2941 Miles Dr	Karen Campbell
Steve Nolan	2969 Miles Dr.	Steve Nolan
Edward Kretschmer	2961 miles Dr	Edward Kretschmer

Request for an Extension of the DEIR Input

City of Santa Clara
Mayor Patricia Mahan, City Manager Jennifer Sparacino,
Santa Clara City Council Members,
Department of Planning & Inspection Kevin Riley

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F. Name	Address	Signature
JACQUELINE DELYACI	980 Live Oak Drive SANTA CLARA CA 95051	J. Delyaci
TOM SCHMAL	1006 LIVE OAK	T. Schmal
Helen Schmal	1006 LIVE OAK Dr	H. Schmal
CELIA LY	1020 Live Oak Dr.	C. Ly
Dora L Craden	3260 Benton	Dora L Craden
Norval Steele	3222 Catalina Ave	Norval Steele
Ivy Cochran	3242 Catalina Ave	Ivy Cochran
KENJI ARAN	3252 CATALINA AVE	K. Aran
MIKE BECKST	3272 CATALINA AVE	M. Beckst
Anna Pham	3212 Catalina Ave	A. Pham
KENNETH SHIRLEY	3268 CATALINA AVE	K. Shirley
Mary Emerson	1515 Newhall St	M. Emerson
Rosalee B. Eisen	2416 Austin Place	R. B. Eisen

Request for an Extension of the DEIR Input

City of Santa Clara
 Mayor Patricia Mahan, City Manager Jennifer Sparacino,
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Full Name	Address	Signature
Perry Demarest	961 Live Oak Dr	Perry Demarest
Helen Mc Gray	965 Live Oak Dr	Helen Mc Gray
Corrine Avelar	971 Live Oak Dr	Corrine Avelar
DONNA LYNCH	3000 Sunlan Ave S.C.	Donna Lynch
TONY AVELAR	971 LIVE OAK DR	Tony Avelar
HOWARD Gibson	975 LIVE OAK DR	H.A. Gibson
Jan Smits	1011 Live Oak Dr	J. Smits
Harvey Sakai	1081 Live Oak Dr	Harvey Sakai
Dennis Horn	1045 Live Oak Dr S.C.	Dennis Horn
Larry Estabrook	3230 Barton St.	Larry Estabrook
Robert J. Longman	3215 Catalina Ave S.C.	Robert J. Longman
Bill Griffin	3231 Catalina Ave S.C.	Bill Griffin
John W.	3241 CATALINA AVE S.C.	John W.
Farah Sheikh	3251 Catalina Ave S.C.	F. Sheikh
Lee Deras	3265 Catalina Ave., S.C.	Lee Deras
Les Beech Hed	3271 Catalina Ave. S.C.	Les Beech Hed

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[illegible]

Department of Planning & Inspection Kevin Riley

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[illegible]

Request for an Extension of the DEIR Input

9

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Full Name	Address	Signature
Carlos Borla	980 Kiely Blvd. #321 Santa Clara CA 95051	Carlos Borla
Katie Brown	980 Kiely Blvd #325 Santa Clara CA 95051	Katie Brown
Joe Gaffney	980 Kiely Blvd #217 Santa Clara CA 95051	Joe Gaffney
Connie Smith	980 Kiely Blvd #225 Santa Clara CA 95051	Connie Smith
Cynthia Olsen	980 Kiely Blvd #125 Santa Clara	Cynthia Olsen
JOAQUIN OCHOA	980 KIELY BLVD 115 SANTA CLARA CA 95051	Joquin Ochoa
MILESH DHOMSE	980 KIELY BLVD #107	Millesh Dhomse
Steven C. Smith	980 KIELY BLVD #304 Santa Clara, CA 95051	Steven C. Smith
Doris Sybrian	942-B Kiely Blvd, Santa Clara, CA 95051	Doris M. Sybrian
Lee Ann Ashmead	972-H Kiely Blvd, Santa Clara CA 95051	Lee Ann Ashmead
Margaret Choy	3027-C Kaiser Dr. Santa Clara, Ca. 95051	Margaret Choy
Pam Nakayama	3001-F Kaiser Dr. SC 95051	Pam Nakayama
PAUL R. WARD	980 KIELY BLVD #304 SC 95051	Paul R. Ward
JOSEPH C. BUCHARD	980 KIELY BLVD	Joseph C. Buchard
DINESH PRASAD	976 J, KIELY ST (408) 221 5788	Dinesh Prasad

Request for an Extension of the DEIR Input

City of Santa Clara

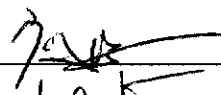
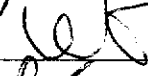

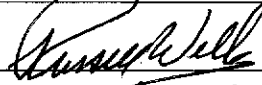

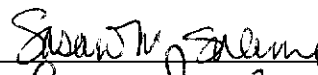


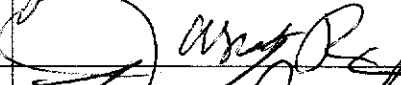
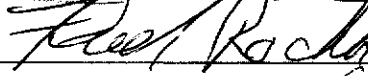
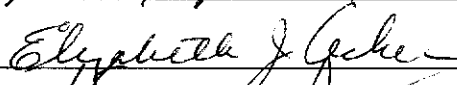
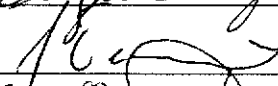
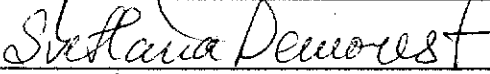
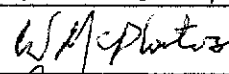
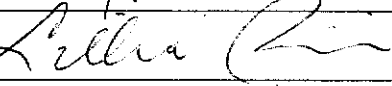
Mayor Patricia Mahan, City Manager Jennifer Sparacino,

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Full Name	Address	Signature
ROBERT NOIA	2957 miles Dr.	
Delphine Lemaitre	2953 Miles Dr.	
Bob DeBusk	2942 Miles Dr.	
Russell Wells	898 Pepper Tree Ct.	
Barbara Wells	898 Pepper Tree Ct.	
Susan M. Salame	886 Pepper Tree Ct	
Lance Salame	886 Pepper Tree Ct	
JOYE MCPHEETERS	896 Pepper Tree Ct	
JANE T. ROCK	894 PEPPER TREE CT	
FRED ROCK	894 PEPPER TREE CT	
Elizabeth J. Asher	892 Pepper Tree Ct.	
John DeMorest	886 Pepper Tree Ct.	
Svetlana Demorest	888 Pepper Tree Ct.	
Wesley McPheters	896 PEPPER TREE CT	
Lillian Dueiri	900 PEPPER TREE CT	
Kevin Park	902 Pepper Tree Ct	